

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Police – Proposal of the DGP, AP, Hyderabad, to assign seniority of Sri P. Siva Ramudu, PC 989 of 11th Bn., APSP on par with his batch-mates, as per the APAT orders dated: 7-9-2011 in O.A.No.858/2010 –Allowed - Orders – Issued.

HOME (SER.II) DEPARTMENT

G.O.Ms.No. 32

Date:13.02.2014

Read:-

From the Director General of Police, AP, Hyderabad,
Letter Rc.No.570/E3/2010, dated: 11-11-2011.

Order:

The Director General of Police, Andhra Pradesh, Hyderabad, in his letter read above, has informed that Sri P.Siva Ramudu was provisionally selected for the post of Stipendiary Cadet Trainee Police Constable of APSP on 12.6.2003. But, he was disqualified in Medical test, due to colour blindness. Therefore, the applicant approached the Hon'ble APAT, and the Hon'ble APAT in O.A.No.3299/2003 at the admission stage passed interim orders directing the applicant to appear before the duly constituted Medical Board by the Superintendent of Sarojini Hospital. After the examination, the Medical Board declared that the applicant is fit to work as Police Constable. As per the direction of Hon'ble Court, the applicant was sent for training vide orders dated: 17.11.2004. After completion of the training the individual was appointed as Police Constable vide orders dated: 17.8.2005 and the seniority of the applicant was fixed as per Rule 33(b) of Andhra Pradesh State and Sub Ordinate Service Rules, 1996. The persons who were selected along with applicant under went training with effect from 12.6.2003, and they were appointed as Police Constables on 12.3.2004.

2. The Director General of Police, AP, Hyderabad has further stated that Sri P.Siva Ramudu filed an O.A.No.858/2010 for notional seniority on par with his batch mates which makes him eligible for prevailing pension scheme. As per his appointment w.e.f. 17.8.2005, he is covered under the new contributory pension scheme which came into effect as per G.O. (P) 655, Finance (Pension.I) Department dated: 22.9.2004 read with Government memo.No.21944/379/A2/pensions/2005, Finance (Pension) Department, dated: 26.9.2005.

3. The Director General of Police, AP, Hyderabad has further stated that the Hon'ble APAT in its orders dated: 07.09.2011 in O.A.No.858/2010 issued the following order:

"In the circumstances, the O.A. is allowed with a direction to the respondents to give seniority to the applicants on par with their batch mates who were appointed w.e.f.12.03.2004 and make them eligible for the then prevailing pension scheme".

4. After careful examination of the entire matter, Government have observed that the seniority of a person in service shall be fixed as per rule 33 (a) of the A.P. State and Subordinate Service Rules, 1996, but, in the instant case, the appointment of Sri P. Siva Ramudu, who was initially selected for the post of Stipendiary Cadet Trainee Police Constable of APSP on 12.6.2003 by passing all the required tests, was deferred for disqualifying the medical test due to colour blindness and after re-examination by the Medical Board he was found to be physically fit and as per the direction of Hon'ble Court, he was sent for training vide orders dated: 17.11.2004. Hence, the Individual cannot be held responsible for the delay. Therefore, Government by relaxing the Rule-33 (a) of A.P. State and Subordinate Service Rules, 1996, hereby direct the Director General of Police, AP, Hyderabad to assign seniority to Sri P. Siva Ramudu, PC 989 of 11th Bn., APSP on par with his batch-mates, as per the orders dated: 07.09.2011 of the Hon'ble APAT in O.A.No.858/2010.

(P.T.O)

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5. The Director General of Police, Andhra Pradesh, Hyderabad, is requested to take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

T.P. DAS
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Police, Andhra Pradesh, Hyderabad.
The Individual concerned
through the DGP, Andhra Pradesh, Hyderabad.
SC/SF

//FORWARDED ::BY ORDER//

SECTION OFFICER